

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

DAVID BACK,

NO. CIV. S-04-5 LKK/CMK

Plaintiff,

v.

O R D E R

ALLSTATE INSURANCE COMPANY,
INC.,

Defendant.

The court has before it what it treated as plaintiff's motion to reconsider its previous order relative to the duty to settle. Essentially for the reasons explicated in defendant's responsive brief, the motion to reconsider is DENIED.

IT IS SO ORDERED.

DATED: September 14, 2005.

/s/Lawrence K. Karlton
LAWRENCE K. KARLTON
SENIOR JUDGE
UNITED STATES DISTRICT COURT